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*Attorneys for Plaintiff*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

AS YOU SOW, a 501 (c)(3) non-profit  
corporation,

Plaintiff,

v.

Etsy, Inc., and DOES 1-20, inclusive

Defendants,

Case No. 24-cv-04203-MMC

**DECLARATION OF DANIELLE  
FUGERE**

Date: October 11, 2024

Time: 9:00 a.m.

Dept: Courtroom 7, 19<sup>th</sup> Floor

Hon. Maxine M. Chesney, presiding

I, Danielle Fugere, do declare and state:

1. If sworn as a witness, I could and would testify to my personal knowledge of the facts set forth herein.

2. I am the President and Chief Counsel for As You Sow (“AYS”), a position I have held since 2012.

3. Attached as Exhibit B is a true and correct copy of an excerpt taken from the Attorney General’s out-of-court settlements online database at <https://oag.ca.gov/prop65/report/out-of-court-settlements?year%5Bvalue%5D%5Byear%5D=2023>, which correctly identifies attorney’s fees and costs in AS YOU SOW’s conditional dismissal and tolling agreement in the case of Nestle Healthcare Nutrition, Inc. et al. in the amount of \$80,000.

4. Attached as Exhibit C is a true and correct copy of an excerpt taken from the

1 Attorney General's court-approved judgments online database at [https://oag.ca.gov/prop65/report/](https://oag.ca.gov/prop65/report/judgments-by-plaintiffs?year%5Bvalue%5D%5Byear%5D=2022)  
2 [judgments-by-plaintiffs?year%5Bvalue%5D%5Byear%5D=2022](https://oag.ca.gov/prop65/report/judgments-by-plaintiffs?year%5Bvalue%5D%5Byear%5D=2022), which correctly identifies  
3 attorney's fees and costs in AS YOU SOW's judgment in the case of Ajinomoto Foods North  
4 America, Inc., et al. in the amount of \$40,100.

5 5. Attached as Exhibit D is a true and correct copy of an excerpt taken from the  
6 Attorney General's court-approved judgments online database at [https://oag.ca.gov/prop65/report/](https://oag.ca.gov/prop65/report/out-of-court-settlements?year%5Bvalue%5D%5Byear%5D=2022)  
7 [out-of-court-settlements?year%5Bvalue%5D%5Byear%5D=2022](https://oag.ca.gov/prop65/report/out-of-court-settlements?year%5Bvalue%5D%5Byear%5D=2022), which correctly identifies  
8 attorney's fees and costs in AS YOU SOW's settlement in the case of Project Juice, LLC in the  
9 amount of \$3,000.

10 6. Attached as Exhibit E is a true and correct copy of an excerpt taken from the  
11 Attorney General's court-approved judgments online database at [https://oag.ca.gov/prop65/report/](https://oag.ca.gov/prop65/report/judgments-by-plaintiffs?year%5Bvalue%5D%5Byear%5D=2021)  
12 [judgments-by-plaintiffs?year%5Bvalue%5D%5Byear%5D=2021](https://oag.ca.gov/prop65/report/judgments-by-plaintiffs?year%5Bvalue%5D%5Byear%5D=2021), which correctly identifies  
13 attorney's fees and costs in AS YOU SOW's judgment in the case of Medline Industries, Inc. in the  
14 amount of \$28,000.

15 7. Attached as Exhibit F is a true and correct copy of an excerpt taken from the  
16 Attorney General's court-approved judgments online database at [https://oag.ca.gov/prop65/report/](https://oag.ca.gov/prop65/report/judgments-by-plaintiffs?year%5Bvalue%5D%5Byear%5D=2020)  
17 [judgments-by-plaintiffs?year%5Bvalue%5D%5Byear%5D=2020](https://oag.ca.gov/prop65/report/judgments-by-plaintiffs?year%5Bvalue%5D%5Byear%5D=2020), which correctly identifies  
18 attorney's fees and costs in AS YOU SOW's judgment in the case of Huel Limited, et al. in the  
19 amount of \$27,000.

20 I make this declaration under penalty of perjury under the laws of the United States of  
21 America, executed this 17th day of September, 2024, in Berkeley, California.  
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23 By: /s/ Danielle Fugere  
24 DANIELLE FUGERE  
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1 Under N.D. Cal. Local Rule 5-1(i)(3), in lieu of a signature, I attest that I obtained approval,  
2 on September 17, 2024, from Danielle Fugere for the filing of this declaration.  
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4 /s/ Rachel S. Doughty  
5 RACHEL DOUGHTY  
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